12-12020-mg Doc 8256-1 Filed 03/06/15 Entered 03/06/15 15:54:47 Exhibit A Pg 1 of 14

## EXHIBIT "A"

CITIMORTGAGE, INC., IRAIDE PERUCHI, AND MATTHEW AND ALEXIS FREITAS'S OBJECTION TO DEBTORS' MOTION FOR ENTRY OF ORDER ESTABLISHING PROCEDURES ENFORCING INJUNCTIVE PROVISIONS OF PLAN



Bk: 43095 Pg: 52 Doc: FDD 02/13/2008 11:02 AM Page: 1 of 4



## MASSACHUSETTS FORECLOSURE DEED BY CORPORATION

GMAC Mortgage, LLC, a Limited Liability Company duly established under the laws of the State of Delaware and having its usual place of business at 1100 Virginia Drive, P.O. Box 8300, Fort Richard J.J. Washington, PA 19034 the current holder by assignment of a mortgage from October 1, 2004 and Manchester to Mortgage Electronic Registration Systems, Inc. dated recorded with the Suffolk County Registry of Deeds at Book 35650, Page 211, by the power conferred by said mortgage and every other power for TWO HUNDRED THREE THOUSAND AND 00/100 (\$203,000.00) DOLLARS paid, grants to Federal National Mortgage Association, 1900 Market Street, Suite 800, Philadelphia, PA 19103-0012, the premises conveyed by said mortgage. The grantee is exempt from paying the Massachusetts state excise stamp tax by virtue of 12 United States Code §1452, §1723a, or §1825.

WITNESS the execution and the corporate seal of said corporation this day of January, 2008.

GMAC Mortgage, LLC, by Harmon Law Offices, P.C. under Limited Power of Attorney

Thomas J. Walsh Attorney in Fact\*

\*For signatory authority, please see Limited Power of Attorney recorded with the Suffolk County Registry of Deeds at Book 42124, Page 52.

Commonwealth of Massachusetts

Middlesex, ss.

January 23 . 2008

On this 2 day of January 2008, before me, the undersigned notary public, personally appeared Thomas J. Walsh, proved to me through satisfactory evidence of identification, which were personal knowledge, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose.

Capacity: (as Attorney in Fact\*

My commission expires:

for GMAC Mortgage, LLC, by Harmon Law Offices, P.C. under Limited Power of Attorney\*

DOOR U (Affix Seal) **Notary Signature** 7-14-14

CHAPTER 183 SEC. 6 AS AMENDED BY CHAPTER 497 OF 1969

Every deed presented for record shall contain or have endorsed upon it the full name, residence and post office address of the grantee and a recital of the amount of the full consideration thereof in dollars or the nature of the other consideration therefor, if not delivered for a specific monetary sum. The full consideration shall mean the total price for the conveyance without deduction for any and. Failure to comply with this section shall not affect the validity of any deed. No register of deeds shall be recorded as part of C. Harmon Harmon and recitals shall be recorded as part of C. T. Harmon Beauty and the section of the validity of any deed. No register of deeds shall be recorded as part of C. T. Harmon Beauty and the requirements of this section. liens or encumbrances assumed by the grantee or remaining thereon. All such endorsements and recitals shall be record recording unless it is in compliance with the requirements of this section.

/Forecloss/NEWCOMAManchester, Richard

## **AFFIDAVIT**

I, Thomas J. Walsh, Attorney in Fact\* of GMAC Mortgage, LLC make oath and say that the principal and interest obligation mentioned in the mortgage above referred to were not paid or tendered or performed when due or prior to the sale, and that GMAC Mortgage, LLC caused to be published on December 26, 2007, January 2, 2008 and January 9, 2008 in the Boston Herald, a newspaper published or by its title page purporting to be published in Boston and having a circulation therein, a notice of which the following is a true copy, (See attached Exhibit A)

I also complied with Chapter 244, Section 14 of the Massachusetts General Laws, as amended, by mailing the required notices certified mail, return receipt requested.

Pursuant to said notice at the time and place therein appointed GMAC Mortgage, LLC sold the mortgaged premises at public auction by Ed Sweeney, a duty licensed auctioneer, to GMAC Mortgage, LLC for TWO HUNDRED THREE THOUSAND AND 00/100 (\$203,000.00) DOLLARS bid by GMAC Mortgage, LLC, being the highest bid made therefor at said auction. Said bid was then assigned by GMAC Mortgage, LLC to Federal National Mortgage Association, as evidenced by assignment of bid to be recorded herewith as Exhibit 'B'.

GMAC Mortgage, LLC by Harmon Law Offices, P.C. under Limited Power of Attorney

By:\_\_\_\_\_

Thomas J. Walsh Attorney in Fact\*

\*For signatory authority, please see Limited Power of Attorney recorded with the Suffolk County Registry of Deeds at Book 42124, Page 52.

Commonwealth of Massachusetts

Bk: 43096 P4: 64 14

Middlesex, ss.

On this Day of January 2008, before me, the undersigned notary public, personally appeared Thomas J. Walsh, proved to me through satisfactory evidence of identification, which were personal knowledge, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose.

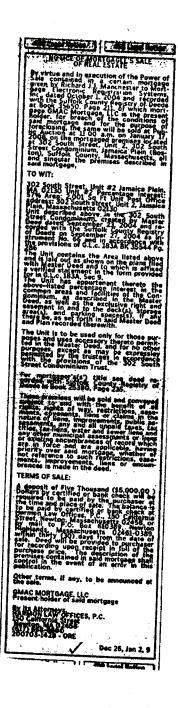
Capacity: (as Attorney in Fact\*

GMAC Mortgage, LLC by Harmon Law Offices, P.C. under Limited Power of Attorney\*)

Notary Signature

My commission expires: 1-14-1

# EXHIBIT A





02/13/2008 11:02 AM Page: 1 of 1



## **EXHIBIT "B"**

## **ASSIGNMENT OF BID**

Newton, MA

February , 2008

Middlesex,ss.

For good and valuable consideration, I, Andrew S. Harmon, Attorney in Fact\* of GMAC Mortgage, LLC, hereby assign GMAC Mortgage, LLC's bid and all of its right, title and interest in and to and under a Memorandum of Sale of Real Property by Auctioneer, dated January 17, 2008 in connection with premises situated at 302 South Street, Unit 2, 302 South Street Condominium, Jamaica Plain (Boston), MA 02130 which is the subject of a mortgage given by Richard J.J. Manchester to Mortgage Electronic Registration Systems, Inc. dated October 1, 2004 and recorded with Suffolk County Registry of Deeds in Book 35650, Page 211 to:

> Federal National Mortgage Association 1900 Market Street, Suite 800, Philadelphia, PA 19103-0012

This Assignment is made without recourse, and subject to all terms and conditions contained in the said Memorandum of Sale, and Additional Terms, and Notices of Mortgagee's Sale of Real Estate.

GMAC Mortgage, bl.C by Harmon Law Offices, P.C. under Limited Power of Attorney\* By: ower of Attorney\* Andrew S. Harmon Attorney in Fact\* \*For signatory authority, please see Limited Power of Attorney recorded with the Suffolk County Registry of Deeds at Book 42124, Page 52. Commonwealth of Massachusetts Middlesex, SS. February . 2008 day of February 2008, before me, the undersigned notary public, personally appeared Andrew S. Harmon, proved to me through satisfactory evidence of identification, which personal knowledge, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose.

Capacity: (as Attorney in Fact\*

GMAC Mortgage, LLC by Harmon Law Offices, P.C. under Limited Power of Attorney\*)

(Affix Seal)

**Notary Signature** My commission expires:

Harmon Law Offices, P.C. /Assignment of Bid/Manchester. NEATON HIGHLAR Brand A 02461-0389

200703-1428

FCL

## MASSACHUSETTS FORECLOSURE DEED BY CORPORATION

GMAC Mortgage, LLC

a corporation duly established under the laws of the United States of America and having its usual place of business at 500 Enterprise Road, Suite 150, Horsham, PA 19044-0969

the current holder by assignment of a mortgage

from Marco Miranda

Mortgage Electronic Registration Systems, Inc. to



March 1, 2004 and recorded with the Middlesex County (Southern District) Registry of dated Deeds at Book 42202, Page 421

, by the power conferred by said mortgage and

every other power for TWO HUNDRED FIFTY-FIVE THOUSAND NINE HUNDRED EIGHTY-SIX AND 27/100 (\$255,986.27) DOLLARS

paid, grants to Federal Home Loan Mortgage Corporation, 8250 Jones Branch Drive, Mailstop A62, McLean, VA 22102, the premises conveyed by said mortgage.

The grantee is exempt from paying the Massachusetts state excise stamp tax by virtue of 12 United States Code §1452, §1723a, or §1825.

WITNESS the execution and the corporate seal of said corporation this of November, 2007.

> Thomas J. Walsh of Harmon Law Offices, PC, as Attorney in Fact\*

\*For signatory authority, please see limited power of attorney recorded with Middlesex County (Southern District) Registry of Deeds at Book 48396, Page 40.

Commonwealth of Massachusetts

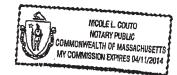
On this 27 day of November 2007, before me, the undersigned notary public, personally appeared Thomas J. Walsh, proved to me through satisfactory evidence of identification, which were <u>personal knowledge</u>, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose.

Capacity: (as of Harmon Law Offices, PC, as Attorney in Fact\*

GMAC Mortgage, LLC

Middlesex, ss.

Notary Signature My commission expires:



CHAPTER 183 SEC. 6 AS AMENDED BY CHAPTER 497 OF 1969

Every deed presented for record shall contain or have endorsed upon it the full name, residence and post office address of the grantee and a recital of the amount of the full consideration thereof in dollars or the nature of the other consideration therefor, if not delivered for a specific monetary sum. The full consideration shall mean the total price for the conveyance without deduction for any liens or encumbrances assumed by the grantee or remaining thereon. All such endorsements and recitals shall be recorded as part of the deed. Failure to comply with this section shall not affect the validity of any deed. No register of deeds shall accept a deed for recording unless it is in compliance with the requirements of this section.

HARMON LAW OFFICES, P.C. P.O. BOX 610389 NEWTON-HIGHLANDS. MA. 02481-0389

## **AFFIDAVIT**

I, Tnomas J. Walsh, of Harmon Law Offices, PC, as Attorney in Fact\* for GMAC Mortgage, LLC make oath and say that the principal and interest obligation mentioned in the mortgage above referred to were not paid or tendered or performed when due or prior to the sale, and that GMAC Mortgage, LLC caused to be published on August 1, 2007, August 8, 2007 and August 15, 2007 in the MetroWest Daily News, a newspaper published or by its title page purporting to be published in Needham, there being no newspaper published in Framingham and the MetroWest Daily News having a general circulation in Framingham, a notice of which the following is a true copy, (See attached Exhibit A)

I also complied with Chapter 244, Section 14 of the Massachusetts General Laws, as amended, by mailing the required notices certified mail, return receipt requested.

Pursuant to said notice at the time and place therein appointed GMAC Mortgage, LLC sold the mortgaged premises at public auction by Steven Calheta, a duly licensed auctioneer, to GMAC Mortgage, LLC for TWO HUNDRED FIFTY-FIVE THOUSAND NINE HUNDRED EIGHTY-SIX AND 27/100 (\$255,986.27) DOLLARS bid by GMAC Mortgage, LLC, being the highest bid made therefor at said auction. Said bid was then assigned by GMAC Mortgage, LLC to Federal Home Loan Mortgage Corporation, as evidenced by assignment of bid to be recorded herewith as Exhibit 'B'.

> Thomas J. Walsh of Harmon Law Offices, PC, as Attorney in Fact\*

\*For signatory authority, please see limited power of attorney recorded with Middlesex County (Southern District) Registry of Deeds at Book 48396, Page 40.

## Commonwealth of Massachusetts

Middlesex, ss.	November 2), 200	)7			
•	2007, before me, the undersigned notary publi				
personally appeared Thomas J. Walsh proved to me through satisfactory evidence of					
identification, which were personal knowledge, to be the person whose name is signed on the					
preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated					
purpose.					
Capacity: (as of Harmon Law Offices, PC, as Attorney in Fact*					
for GMAC Mortgage, LLC)					
Mary Det	(Affix Seal) MCOLE L. COUTO				
Notary Signature	NOTARY PUBLIC COMMONWEALTH OF MASSA	CHUSETTS			
My commission expires: 4/11/14	MY COMMISSION EXPIRES OF	V11/2014			

12-12020-mg Doc 8256-1 Filed 03/06/15 Entered 03/06/15 15:54:47 Exhibit A

## **EXHIBIT A**

29 WILSON AVENUE & 36 VICTORY ROAD LEGAL NOTICE NOTICE OF MONTAGEE'S SALE OF MALL ESTATE

By virtue and in susception of the Power of Sale contained in a certain mortgage given by Marco Miranda to Mortgage Electronic Registration with the Miranda to Mortgage Electronic Registration with the Michaelana County Scuthern District) Registry of Deeds at Book 42202, Page 421, of which mortgage GMAC Mortgage, LLC is the present hobber, to breach of the conditions of sald mortgage and for the purpose of foredosing, the same will be sold at Public Auction at 12:00 p.m. or August 23, 2007, on the mortgaged premises located at 29 Wilson Avenue and 38 Victory Road, Framingham, Middlesex County, Massachusetts, all and singular the premises described in said mortgage.

## TO WIT

The tand in Framingham, Middlesex County, Massachusetts, with the buildings theraon, consisting of two parcels, bounded and described as follows:

PARCEL I: The land in said Framingham, with the buildings thereon, bounded and described as follows:

NORTHEASTERLY by William Avenue describer on the Plan hereinafter referred to as Presiden Avenue, there measuring 50 leet;

Plan, there measuring 115.5 feet;

SOUTHWESTERLY by land of Owners unknown there measuring 50 fact, and

NORTHERLY by Lot 74 as shown on said Plan there measuring 112.8 feet.

The granted premises are shown as Lot num bered 75 on "Plan on Victory Park, Framingham Mass.", recorded with Middlesex South District Registry of Deeds in Book of Plans 285, Plan 19.

PARCEL II: Land located on the northerly side of Victory Street in sald Framingham being shown as Lot 85 on Pran arbited Phan of Lots Christol Charles A. Bassoor, Framingham, Mass., Soale 1' s 50', June, 1923 Hulme Engineering Service Framingham, Mass.', which Plan is recorded wiff said Deeds in Book of Plans, Plan 39.

Victory Street, a public way in the Town of Framingham, is shown as proposed Street D on said Plan.

Prior deeds incorrectly refer to Lot 38 as being recorded in Book of Plans 380, Plan 15. The correct reference is Book of Plans 360, Plan 39.

For title see deed recorded at BOOK 92222 Feyer 197.

For mortgagors' title sad deed recorded will kindlesex County (Southern District) Registry of Deeds in Book 40523, Page 197.

These premises will be sold and conveyed subject to and with the benefit of all infinits, injust of way, restrictions, assemblis, covenants, liens or claims in the nature of liens, improvements, particular subsessments, any and all umpaid taxes, lax ties, and the subject of t

## TERMS OF SALE:

A deposal of Five Thousand (\$5,000.00) Dollars to cartified or bank chack with be required to be paid by the purchaser at the time and place of sale. The balance is to be paid by critised or bank check at Harmon Law Offices, P.C., Solor by mail to P.C. Box 2016, and the provided or hand to provide the provided by the provided to purchase discounting the provided to purchase given. The description of in tall of the portions of the provided to purchase given. The description of individual to the provided to purchase given. The description of the provided to the provided to purchase given the description of the provided to the provided to purchase given the description of the provided to the provided to purchase given in the publication.

Other terms if any, to be announced at the sale.

GMAC MORTBAGE, LLC

By its Attorneys. HARMON LAW OFFICES, P.C. 150 California Street Newton, MA 02458 (617) 558-0500 2007/08-0525-BU.U

AD#11400705 MWDN 8/1, 8/8, 6/15/07

43

## EXHIBIT "B"

## **ASSIGNMENT OF BID**

Newton, MA

November

, 2007

Middlesex, ss.

For good and valuable consideration, I, Thomas J. Walsh of Harmon Law Offices, PC, as Attorney in Fact\* for GMAC Mortgage, LLC, hereby assign GMAC Mortgage, LLC's bid and all of its right, title and interest in and to and under a Memorandum of Sale of Real Property by Auctioneer, dated August 23, 2007 in connection with premises situated at 29 Wilson Avenue, Framingham, MA 01702 which is the subject of a mortgage given by Marco Miranda to Mortgage Electronic Registration Systems, Inc. dated March 1, 2004 and recorded with Middlesex County (Southern District) Registry of Deeds in Book 42202, Page 421 to:

Federal Home Loan Mortgage Corporation 8250 Jones Branch Drive, Mailstop A62, McLean, VA 22102

This Assignment is made without recourse, and subject to all terms and conditions contained in the said Memorandum of Sale, and Additional Terms, and Notices of Mortgagee's Sale of Real Estate.

Thomas J. Walsh of Harmon Law Offices, PC, as Attorney in Fact\*

\*For signatory authority, please see limited power of attorney recorded with Middlesex County (Southern District) Registry of Deeds at Book 48396, Page 40.

## Commonwealth of Massachusetts

•	Middlesex, SS.	November 2/, 2007
	On this 27 day of November 2007, before me, the unders appeared Thomas J. Walsh, proved to me through satisfactory ewere personal knowledge, to be the person whose name attached document, and acknowledged to me that he signed it volu	vidence of identification, which is signed on the preceding or
	Capacity: (as <u>of Harmon Law Offices, PC, as Attorney in Fact*</u> for <u>GMAC Mortgage, LLC</u> )	NICOLE L. COUTO NOTARY PUBLIC COMMONWEALTH OF MASSAGHUSETTS
	Notary Signature (Affix Seal)	MY COMMISSION EXPIRES 04/11/2014
	My commission expires: Y/11/14 Gga	e C. Bruns.  8:111-por S. Register 200706-0525

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61108,54

GMAC Mortgage, LLC

a corporation duly established under the laws of the State of Delaware and having its usual place of business at 1100 Virginia Drive, P.O. Box 8300, Fort Washington, PA 19034 ANCELLED

the current holder by assignment of a mortgage

from Gregory Tetreault

Mortgage Electronic Registration Systems, Inc.

6 CBTTEL 6 CBTTEC 60/15/08 813/18 regory Tetreault

rtgage Electronic Registration Systems, Inc.

December 10, 2004 and recorded with the Bristol County (Northern Discool) 01/15/33 dated of Deeds at Book 14350, Page 259

, by the power conferred by said mortgage and

every other power for TWO HUNDRED FORTY-THREE THOUSAND ONE HUNDRED AND 00/100 (\$243,100.00) DOLLARS IMAGE

paid, grants to David R. Araujo and Vanessa Araujo of 325 Greenwood Avenue, Seekonk, MA 02771, to hold as tenants by the entirety as husband and wife the premises conveyed by said mortgage.

WITNESS the execution and the corporate seal of said corporation this

By: Thomas J. Walsh of Harmon Law Offices, PC, as Attorney in Fact\*

\*For signatory authority, please see Limited Power of Attorney recorded in the Bristol County (Northern District) Registry of Deeds at Book 16945, Page 250.

Contrionwealth of Mass	acilusetts
Middlesex, ss.	Abuen ber 20, 2007
On this 20 day of November 2007, to	pefore me, the undersigned notary public,
personally appeared Thomas J. Walsh	, proved to me through
satisfactory evidence of identification, which were person	nal knowledge , to be the person whose
name is signed on the preceding or attached document,	and acknowledged to me that he signed
it voluntarily for its stated purpose.	
E SAMPLE IMAGE	SAMPLE
Capacity: (as Harmon Law Offices, PC, as Attornev in F	
for GMAC Mortgage, LLC , ) ** 05	E 10 10 10 10 10 10 10 10 10 10 10 10 10
Tono X Paddudo Paga	
The second secon	A Comment

Property Address: 43 Sanders /venue, Seekonk, MA 02771

MAG

直面 音島 足 の CHAPTER 163 SEC. 6 AS AMENDED BY CHAPTER 497 OF 1969

Every deed presented for record shall contain or have endorsed upon it the full name, residence and post office address of the grantee and a recital of the amount of the full consideration thereof in dollars or the nature of the other consideration therefor, if not delivered for a specific monetary sum. The full consideration shall mean the total price for the conveyance without deduction for any lens or encumbrances assumed by the grantee or remaining thereon. All such endorsements and recitals shall be recorded as part of the deed. Failure to comply with this section shall not affect the validity of any deed. No register of deeds shall accept a deed for recording unless it is in compliance with the requirements of this section.

200705-0556

GE

FCI.

/Foreclosure Deed MA/Fetreault, Gregory

## **AFFIDAVIT**

I, Thomas J. Walsh, of Harmon Law Offices, PC, as Attorney in Fact\*

of GMAC Mortgage, LLC make oath and say that the principal and interest obligation mentioned in the mortgage above referred to were not paid or tendered or performed when due or prior to the sale, and that GMAC Mortgage, LLC caused to be published on August 8, 2007. August 15, 2007 and August 22, 2007 in the Sun Chronicle, a newspaper published or by its title page purporting to be published in Attleboro, there being no newspaper published in Seekonk and the Sun Chronicle having a circulation therein, a notice of which the following is a true copy, (See attached Exhibit A)

I also complied with Chapter 244, Section 14 of the Massachusetts General Laws, as amended, by mailing the required notices certified mail, return receipt requested.

SAMPLE IMAGE

SAMPLE

Pursuant to said notice at the time and place therein appointed the sale was postponed by public proclamation to September 21, 2007 at 2:00 p.m., upon the mortgaged premises, at which time and place upon the mortgaged premises, the sale was postponed by public proclamation to October 5, 2007 at 2:00 p.m., upon the mortgaged premises, at which time and place upon the mortgaged premises, GMAC Mortgage, LLC sold the mortgaged premises at public auction by Charles F. Cawley, a duly licensed auctioneer, to David R. Araujo, 325 Greenwood Avenue, Seekonk, MA 02771 above named for TWO HUNDRED FORTY-THREE THOUSAND ONE HUNDRED AND 00/100 (\$243,100.00) DOLLARS bid by David R. Araujo, 325 Greenwood Avenue, Seekonk, MA 02771 being the highest bid made therefor at said auction. Said bid was then assigned by David R. Araujo to David R. Araujo and Vanessa Araujo, 325 Greenwood Avenue, Seekonk, MA 02771.

Thomas J. Walsh of Harmon Law Offices, PC, as Attorney in Fact\*

\*For signatory authority, please see Limited Power of Attorney recorded in the Bristol County (Northern District) Registry of Deeds at Book 16945, Page 250.

November 20 2007 Pg 13 of 14 Middlesex, ss. GE On this Zelay of November 2007, before me, the undersigned notary public, personally appeared Thomas J. Walsh , proved to me through satisfactory evidence of identification, which were <u>personal knowledge</u>, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarity for its stated purpose. SAMPLE IMAGE SAMPLE IMAGE Capacity: (as Harmon Law Offices, PC, as Attorney in Fact\* GMAC Mortgage, LLC (Affix Seal) Notary Signature My commission expires: \_ XHIBITSAY LE IMAG AMPLE IMAGE 200705 0556/Tetreault

NOTICE OR 4.

MORTGAGEES

SALE OF REAL ESTATE

By vinus and in execution
of the Rovel 901 Sale
contained in it is certain
mortgage given by Gregory
Tetreaulty 102 Mortgage
Electron C. Plegistration
Systems Inc. State
December, 102-2004 and mban, rexes pax nites to essential and ending illustorements are interfer lessons and are intereslend: water and sewer lens and, any, other, municipal assessments or lens, or costing ancumbrances to SAMPLE

Systems: 2 Inc. 35 dated necorded with the Bristol. County (Northern District). Registry of Deads at 500kl. 14350, Page 259, of which mortgage GMAC Mortgage. LLC is the present holder, for breach of the conditions of said mortgage as 45 days. for breach of the conditions of said mortgage end for the purpose of foreclosing, the same will be sold at 2:00 p.m. of August 30, 2007, on the mortgaged pramises located at 43 Sanders Avenue, Seekunk, Bristol County, Massachusetts, all and singular the premises described in said mortgage.

TO WIT:

That certain lot of land, together with all the buildings—and other improvements thereon, all uated on the

recondunitory are gristing and are applicable; having priority over said manage; whether or and relations to a unit salide as a large session as a consultation of all consultations of an area of all consultations of an area of a made in the deed of the salide of the s A. deposit sol F Thousand \$5,000 Dollars by camined or a Highlands, Massachuse 02461 0389 & within 701 (30) days from the date sale. Deed will be provin

IMAGE

12-12020-mg

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